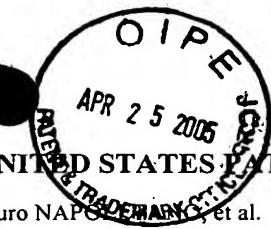


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Docket No. 265084US0PCT



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JC03 Rec'd PTO 25 APR 2005  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Mauro NAPOLITANO, et al.

SERIAL NO: 10/522,671

GAU:

FILED: January 28, 2005

EXAMINER:

FOR: MACROLIDE COMPOUNDS ENDOWED WITH ANTIINFLAMMATORY ACTIVITY

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicant(s) wish to disclose the following information.

REFERENCES

- The applicant(s) wish to make of record the references listed on the attached form PTO-1449. Copies of the listed references are attached, where required, as are either statements of relevancy or any readily available English translations of pertinent portions of any non-English language references.
- A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

RELATED CASES

- Attached is a list of applicant's pending application(s), published application(s) or issued patent(s) which may be related to the present application. In accordance with the waiver of 37 CFR 1.98 dated September 21, 2004, copies of the cited pending applications are not provided. Cited published and/or issued patents, if any, are listed on the attached PTO form 1449.
- A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

CERTIFICATION

- Each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.
- No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this statement.

DEPOSIT ACCOUNT

- Please charge any additional fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to deposit account number 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

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Form PTO 1449 (Modified)			<b>U.S. DEPARTMENT OF COMMERCE</b> <b>PATENT AND TRADEMARK OFFICE</b>			<b>ATTY DOCKET NO.</b> <b>265084US0PCT</b>		<b>SERIAL NO.</b> <b>10/522,671</b>		
<b>LIST OF REFERENCES CITED BY APPLICANT</b>			<b>APPLICANT</b> <b>Mauro NAPOLETANO, et al.</b>							
			<b>FILING DATE</b> <b>January 28, 2005</b>			<b>GROUP</b>				
<b>U.S. PATENT DOCUMENTS</b>										
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE			
	AA	3 478 014	11/11/69	DJOKIC et al.						
	AB	3 725 385	04/03/73	FREIBERG						
	AC	3 928 387	12/23/75	KIERSTEAD et al.						
<b>FOREIGN PATENT DOCUMENTS</b>										
		DOCUMENT NUMBER	DATE	COUNTRY	TRANSLATION					
	AD	92/16226	10/01/92	WO	YES NO					
	AE	96/18633	06/20/96	WO	NO					
	AF	97/00684	01/09/97	WO (with English abstract)	NO					
	AG	99/16779	04/08/99	WO	NO					
	AH	0 254 534	01/27/88	EP	NO					
	AI	0 771 564	05/07/97	EP	NO					
	AJ	0 775 489	05/28/97	EP	NO					
	AK	0 941 998	09/15/99	EP	NO					
<b>OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, etc.)</b>										
	AL	TAKIZAWA, Hajime et al. "Erythromycin Modulates IL-8 Expression in Normal and Inflamed Human Bronchial Epithelial Cells", Am. J. Respir. Crit. Care Med., vol. 156, pages 266-271 1997								
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	AO	LABRO, Marie Therese. "Immunomodulatory Actions of Antibacterial Agents", Clin. Immunother., vol. 6, pages 454-464 1996								
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	AU	ZUNIC, Melita et al. "MDP(Lysyl)GDP, a Nontoxic Muramyl Dipeptide Derivative, Inhibits Cytokine Production by Activated Macrophages and Protects Mice from Phorbol Ester- and Oxazolone-Induced Inflammation", J. Invest. Dermatol., vol. 111, no. 1, pages 77-82 1998				<input checked="" type="checkbox"/> Additional References sheet(s) attached				
Examiner							Date Considered			
*Examiner: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.										

Form PTO 1449 (Modified)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		
		ATTY DOCKET NO. 265084US0PCT		SERIAL NO. 10/522,671
		APPLICANT Mauro NAPOLETANO, et al.		
LIST OF REFERENCES CITED BY APPLICANT		FILING DATE January 28, 2005	GROUP	
OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, etc.)				
AV	LABRO, M.T. "Anti-Inflammatory activity of macrolides: a new therapeutic potential?", Journal of Antimicrobial Chemotherapy, vol. 41, suppl. B, pages 37-46 1998			
AW	MIKASA, Keiichi et al. "The anti-inflammatory effect of erythromycin in zymosan-induced peritonitis of mice", Journal of Antimicrobial Chemotherapy, vol. 30, pages 339-348 1992			
AX	ABDELGHAFFAR, H. et al. "Comparison of various macrolides on stimulation of human neutrophil degranulation in vitro", Journal of Antimicrobial Chemotherapy, vol. 38, pages 81-93 1996			
AY	LABRO, M.T. et al. "Comparison of the in-vitro effect of several macrolides on the oxidative burst of human neutrophils", Journal of Antimicrobial Chemotherapy, vol. 24, pages 561-572 1989			
AZ	KONNO, Shin-ichi et al. "Inhibition of Human T-Lymphocyte Activation by Macrolide Antibiotic. Roxithromycin", Life Sciences, vol. 51, pages PL231-236 1992			
AAA	JORGENSEN, James H. et al. "Antibacterial Susceptibility Tests: Dilution and Disk Diffusion Methods", Manual of Clinical Microbiology, 7 <sup>th</sup> edition, pages 1526-1543 1999			
AAB	SIGAL, Jr. Max V. et al. "Erythromycin. VI. Degradation Studies", J. Am. Chem. Soc., vol. 78, pages 388-395 1956			
AAC	MIYATAKE, H. et al. "Erythromycin Reduces the Severity of Bronchial Hyperresponsiveness in Asthma", Chest, vol. 99, pages 670-673 1991			
AAD	TAMAOKI, Jun et al. "Effect of Erythromycin on Endotoxin-Induced Microvascular Leakage in the Rat Trachea and Lungs", Am. J. Respir. Crit. Care Med., vol. 151, pages 1582-1588 1995			
AAE	GASC, Jean-Claude et al. "New Ether Oxime Derivatives of Erythromycin A: A Structure-Activity Relationship Study", Journal of Antibiotics, vol. 44, no. 3, pages 313-330 1991			
AAF	ABDELGHAFFAR, Houria et al. "Erythromycin A-Derived Macrolides Modify the Functional Activities of Human Neutrophils by Altering the Phospholipase D-Phosphatidate Phosphohydrolase Transduction Pathway", Journal of Immunology, vol. 159, pages 3995-4005 1997			
AAG	JAFFE, Adam et al. "Long-term azithromycin may improve lung function in children with cystic fibrosis", The Lancet, vol. 351, page 420 1998			
AAH	O'NEIL, Maryadele J. et al. "Erythromycin", The Merck Index: An Encyclopedia of Chemicals, Drugs, and Biologicals, 13 <sup>th</sup> edition, No. 3714, pages 654-655 2001			
AAI	KOYAMA, Hiroshi et al. "Erythromycin and diffuse panbronchiolitis", Thorax, vol. 52, pages 915-918 1997			
AAJ				
AAK				
AAL				
Examiner		Date Considered		
*Examiner: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.				

U.S. PCT Application Serial No.: 10/522,671  
Docket No.: 265084US0PCT

#### STATEMENT OF RELEVANCY

- 1) References \_\_\_\_\_ have been cited in the International Search Report. Copies of these references are being submitted herewith only when not automatically provided by the International Searching Authority.
- 2) References \_\_\_\_\_ have been cited in the corresponding \_\_\_\_\_ Search Report. A copy of these references is being submitted herewith.
- 3) References AA-AAI are discussed in the specification. A copy of these references is being submitted here with.
- 4) References \_\_\_\_\_ are additional prior art known to Applicant. A copy of these references is being submitted herewith.